

Greggory C. Brandt (Bar No. 189487)
William C. Acevedo (Bar No. 194106)
Yasmeen Omid (Bar No. 254962)
WENDEL, ROSEN, BLACK & DEAN LLP
1111 Broadway, 24th Floor
Oakland, California 94607-4036
Telephone: (510) 834-6600
Fax: (510) 834-1928
Email: gbrandt@wendel.com
Email: wacevedo@wendel.com
Email: yomidi@wendel.com

Joseph A. Ostoyich (Bar No. 436157)
BAKER BOTTS L.L.P.
The Warner Building
1299 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 639-7905
Fax: (202) 639-7890
Email: joseph.ostoyich@bakerbotts.com

Attorneys for Plaintiff GreenCycle Paint, Inc., a
California corporation

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

GREENCYCLE PAINT, INC., a California
corporation,

Plaintiff,

vs.

PAINTCARE, INC., a Delaware corporation,
CLEAN HARBORS ENVIRONMENTAL
SERVICES, INC., a Massachusetts
corporation,
STERICYCLE ENVIRONMENTAL
SOLUTIONS, INC., a Delaware corporation,
and DOES 1-10,

Defendants.

Case No. 3:15-cv-04059-MEJ

**DECLARATION OF GREGGORY C.
BRANDT IN SUPPORT OF
ADMINISTRATIVE MOTION**

Judge: Hon. Maria-Elena James
Date: June 14, 2018
Time: 10:00 a.m.
Crtrm.: B - 15th Floor

Action Filed: August 4, 2015
Removed: September 4, 2015
FAC Filed: May 6, 2016
Trial Date: October 29, 2018

1 I, Gregory C. Brandt, declare as follows:

2 1. I am an attorney and partner with Wendel, Rosen, Black & Dean LLP, attorneys of
3 record for plaintiff GreenCycle Paint, Inc. ("GreenCycle") in the above-referenced matter. I have
4 personal knowledge of the matters set forth herein. If called upon to testify regarding these
5 matters, I could competently do so. I make this declaration in support of plaintiff's Administrative
6 Motion to Conditionally File Documents Under Seal.

7 2. Plaintiff has redacted and conditionally filed under seal all "Carrier Financial
8 Information" as that term is defined in the Second Amended Stipulated Protective Order set forth
9 in:

10 (a) Plaintiff's Response to Defendant Stericycle Environmental Solutions,
11 Inc.'s Statement of Undisputed Facts (at p. 19 in response to fact #40),

12 (b) Plaintiff's Separate Statement of Material Facts in Opposition to
13 Defendants' Motions for Summary Judgment (at 11:6-7, 11:14, 12:12-13), and

14 (c) Plaintiff GreenCycle Paint, Inc.'s Opposition to Defendants' Motions for
15 Summary Judgment (at 7:10, 7:13, 8:3-4, 19:19, 19:22, 19:25-26).

16 3. Plaintiff has redacted and conditionally filed under seal the following portions of
17 the transcript of the March 15, 2018 deposition of Lisa Cherri Taylor [Declaration of Gregory C.
18 Brandt in Opposition to Motions for Summary Judgment ("Brandt Decl."), Exhibit 4]:

19 (a) Exhibit 1 (SRCLG3462-3488)

20 (b) Exhibit 2 (SRCLG0682-0718)

21 (c) Exhibit 7 (SRCLG0596-0603)

22 (d) Exhibit 19 (SRCLG4189-4209)

23 4. Plaintiff has redacted and conditionally filed under seal the following portions of
24 the transcript of the April 5, 2018 deposition of Glen Arnold Dillman [Declaration of Gregory C.
25 Brandt in Opposition to Motions for Summary Judgment ("Brandt Decl."), Exhibit 5]:

26 (a) Deposition testimony at 229:1-230:11

27 (b) Exhibit 2 (SRCLG1954-1956)

28 (c) Exhibit 4 (SRCLG0828)

(d) Exhibit 7 (SRCLG0596-0603)

(e) Exhibit 20 (SRCLG1069-1070)

5. Plaintiff has redacted and conditionally filed under seal the following portions of the transcript of the March 22, 2018 deposition of Curt Lock [Brandt Decl., Exhibit 6]:

(a) Exhibit 1 (CHES1290-1318)

(b) Exhibit 5 (CHES0855-0860)

6. Plaintiff has redacted and conditionally filed under seal the following portions of the transcript of the March 30, 2018 deposition of Mike Platt [Brandt Decl., Exhibit 7]:

(a) Exhibit 2 (CHES0697-0703)

7. Plaintiff has redacted and conditionally filed under seal the following portions of the transcript of the March 29, 2018 deposition of Fred Gabriel [Brandt Decl., Exhibit 8]:

(a) Exhibit 6 (CHES0697-0703)

(b) Exhibit 10 (CHES0855-0860)

(c) Exhibit 19 (CHES9054)

(d) Exhibit 21 (CHES4681-4682)

8. Plaintiff has redacted and conditionally filed under seal the following portions of the transcript of the March 27, 2018 deposition of Marjaneh Zarrehparvar [Brandt Decl., Exhibit 9]:

(a) Exhibit 6 (SRCLG0707-0708)

9. Plaintiff has redacted and conditionally filed under seal the following documents produced by defendant PaintCare, Inc.:

(a) PCPROD0153241 [Brandt Decl., Exhibit 11]

(b) PCPROD0159292-96 [Brandt Decl., Exhibit 12]

(c) PCPROD0187353-55 [Brandt Decl., Exhibit 13]

(d) PCPROD0188969-70 [Brandt Decl., Exhibit 14]

(e) PCPROD0198198 [Brandt Decl., Exhibit 15]

///

///

1 I declare under penalty of perjury that the foregoing is true and correct and that this
2 declaration was executed on May 24, 2018 at Oakland, California.

3 /s/ Gregory C. Brandt
4 Gregory C. Brandt
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Wendel, Rosen, Black & Dean LLP
1111 Broadway, 24th Floor
Oakland, California 94607-4036